

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Health, Medical & Family Welfare Department - Allegations of corruption against Sri A.Vishnuvardhana Rao, Superintendent, Dr. NTR University of Health Sciences, Vijayawada – Trapped by the ACB officials on 10.01.2002 – Placed under suspension – Prosecuted in a Court of Law – Acquitted by SPE & ACB Court, Vijayawada, Dated:12.01.2007 – Criminal Appeal CRLA No.941 of 2007 filed – Dismissed – Retired from the service on 30.04.2021 – Suspension period treated as 'Not-On Duty' – Appeal filed – Allowed – Treated the Suspension period as ON-DUTY in terms of FR.54 (B)(3) and (4) – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC.I) DEPARTMENT

G.O.RT.No. 11

Dated: 08-01-2025

Read the following:

1. Proceedings No.NTR/UHS/ACB/SIII/02, NTR University of Health Sciences, A.P Vijayawada, Dated:25-06-2003.
2. From the DG, ACB, L. CNB/RICT VO/2002-59, Dated:30-05-2007.
3. Govt. Memo No 1630/VC.I-2/2002-3, HM&FW/VC-1-2) Department, Dated:15-06-2007.
4. Orders of Hon'ble High Court of A.P., Amaravathi, Dated:16-06-2023 in CRLA No 941 of 2007.
5. Proceedings of Registrar, Dr. YSR UHS, A.P., Vijayawada, Dated:29-05-2024.
6. Representation received from Sri A.Vishnuvardhana Rao, Superintendent Dr. NTR University of Health Sciences, Vijayawada, Dated:19-07-2024.
7. Govt. Lr. No. HMF01-STMTOVIGM/1/VC.1(1)/2019, HM&FW(VC-I) Dept., Dated:23-08-2024.
8. From the DG, ACB, Lr Rc.No.08/RCT-VKI/2002-59, Dated:08-07-2024.
9. From the Registrar, Dr.NTR University of Health Sciences A.P., Vijayawada, Lr. File No ACB/SII/05, Dated:06-09-2024.

ORDER:

In the reference 1st read above, the Registrar, NTR University of Health Sciences has accorded permission to prosecute Sri A.Vishnuvardhana Rao, Superintendent, Dr. NTR University of Health Sciences, Vijayawada in a Court of Law for the offences punishable under section 7 and subsection (2) of section 13 read with clause(d) of subsection (1) of section 13 of PC. Act, 1988 (Central Act 49 of 1988) on the allegation that he demanded and accepted a bribe amount of Rs. 5000/- on 10.01.2002 from the complainant for doing an official favour.

2. In the Letter 2nd read above, the Director General, Anti-Corruption Bureau while enclosing a copy of Judgment Dt:12.01.2007 in CC.No.25/2003 of the Special Judge for SPE & ACB Court cases, Vijayawada has informed that the Special Judge for SPE & ACB cases, Vijayawada pronounced judgment on 12.01.2007 in CC No. 25/2003 finding the Accused Officer Sri A.Vishnuvardhana Rao, Superintendent, Dr NTR University of Health Sciences, Vijayawada not guilty of charge framed and hence acquitted him. Further, the Bureau opined that it is a fit case to file Criminal Appeal in the Hon'ble High Court of Andhra Pradesh, against the acquittal judgment of the Lower Court against the Accused Officer and requested the Government to accord permission to prefer an appeal in the Hon'ble High Court of Andhra Pradesh.

3. In the Memo 3rd read above, Government have accorded permission to the Director General, Anti Corruption Bureau, Andhra Pradesh to prefer an appeal in the High Court of Andhra Pradesh against the acquittal judgment of trial court dated:12.01.2007 in C.C.No.25/2003.

4. In the reference 4th read above, the Hon'ble High Court of AP at Amaravathi vide orders Dt.16.06.2023 dismissed the Criminal Appeal No. 941 of 2007 on 16.06.2023 filed by Bureau confirming the judgment Dt:12.01.2007 in CC.No.25 of 2003 of the Court of the Spl.Judge for SPE & ACB Cases, Vijayawada.

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5. In the 5th read above, the Registrar, Dr. YSR UHS, Vijayawada has issued proceedings as entire suspension period from 30-01-2002 to 12-04-2007 has been regularized by treating it as 'NOT ON DUTY in respect of Sri A.Vishnuvardhana Rao, Superintendent, Dr. NTR University of Health Sciences, Vijayawada.

6. Aggrieved by the orders, in the ref 6th read above, Sri A.Vishnuvardhana Rao, Superintendent(Retired), Dr. NTR University of Health Sciences, Vijayawada has filed appeal before the Government requesting to drop further action against him and to treat the suspension period from 30.01.2002 to 12.04.2007 as "On Duty" under FR 54-B(3).

7. In the reference 8th read above, the Director General, Anti-Corruption Bureau have opined that it is not a fit case to file Special Leave Petition before the Hon'ble Supreme Court of India against the said judgment of the Hon'ble High Court in Crl. Appeal No. 941/2007 dated:16.06.2023.

8. After careful examination of the material available on record and in view of the orders of the Hon'ble High Court of AP in CRLA No.941 of 2007 and recommendations of the Bureau, Government felt that this case is squarely falls as ON DUTY as per FR 54-B (3) and (4) and therefore, decided to allow the appeal petition filed by Sri A.Vishnuvardhana Rao and to treat the suspension period from 30.01.2002 to 12.04.2007 as "On Duty" under FR 54-B(3) and(4).

9. Accordingly, Government hereby order to treat the suspension period of Sri A.Vishnuvardhana Rao, Superintendent, Dr. NTR University of Health Sciences, Vijayawada from 30.01.2002 to 12.04.2007 as "On Duty" under FR 54-B(3) and (4) with all consequential benefits, on account of orders dated:16.06.2023 of the Hon'ble AP High Court in Criminal Appeal No.941 of 2007 confirming the judgment, dated:12.01.2007 vide CC No.25/2003 on the file of Special Judge Court for SPE & ACB Cases, Vijayawada.

10. The Registrar, NTR University of Health Sciences, A.P., Vijayawada shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr MANJULA D HOSMANI
SECRETARY TO GOVERNMENT**

To

Sri A.Vishnuvardhana Rao, Superintendent(Retired), Dr. NTR University of Health Sciences, Vijayawada (through the Registrar, NTR University of Health Sciences, A.P., Vijayawada)

The Registrar, NTR University of Health Sciences, A.P., Vijayawada.

Copy to:

The APVC, A.P. Secretariat, Velagapudi.

The Director General, ACB, PNBS, Krishnalanka, AP, Vijayawada.

The OSD to Hon'ble Minister (HFW&ME).

The PS to Secretary to Government, HM&FW Department.

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

